

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**


LARRY FLENOID,)	
)	
Movant,)	
)	
v.)	No. 4:20-cv-00488-CDP
)	
UNITED STATES OF AMERICA,)	
)	
)	
Respondent.)	

MEMORANDUM AND ORDER

This matter comes before the Court on a motion for leave to proceed in forma pauperis filed by movant Larry Flenoid. (Docket No. 6). The motion has been filed in conjunction with a document submitted to the Court that has been construed as a motion to vacate, set aside, or correct sentence pursuant to 28 U.S.C. § 2255. (Docket No. 1). However, there is no filing fee for a 28 U.S.C. § 2255 motion. *See* Rule 3, Advisory Committee Notes of the Rules Governing Section 2255 Proceedings for the United States District Courts (“There is no filing fee required of a movant under these rules...[t]his is...done to recognize specifically the nature of a § 2255 motion as being a continuation of the criminal case whose judgment is under attack”). Moreover, the Court denied and dismissed movant’s § 2255 motion as successive on April 14, 2020. (Docket No. 5). For these reasons, the motion for leave to proceed in forma pauperis will be denied as moot.

Accordingly,

IT IS HEREBY ORDERED that movant's motion for leave to proceed in forma pauperis (Docket No. 6) is **DENIED AS MOOT**.



CATHERINE D. PERRY
UNITED STATES DISTRICT JUDGE

Dated this 20th day of April, 2020.